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ATTORNEYS AT LAW

THE CHRYSLER BUILDING

406 LEXINGTON AVENUE

NEW YORK, NEW YORK 10174

WWW.tfoutmansandars.com,

TELEPHONE; 212-704-8000

FACSIMILE: 212-704-8288

Allison Caire Aucoin allison,caire.aucoin@troutmansanders.com

Direct Dial: 212-704-8190 Direct Fax: 212-704-8361

May 13, 2008

VIA FACSIMILE (212) 805-7901

Hon. Harold Baer, Jr., U.S.D.J. Daniel Patrick Moynihan United States Courthouse 500 Pearl Street Room 2230 New York, New York 10007 USDS SDNY
DOCUMENT
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DATE FILED:

RE: Andin International, Inc. v. Yurman Studio, Inc. Civil Action No. 08 cv 1159 (HB)

Dear Judge Baer:

This firm represents Andin International, Inc. ("Andin"), the plaintiff in the above captioned action. On behalf of both parties, we request that certain deadlines in Your Honor's March 17, 2008 and April 23, 2008 Orders be extended.

Pursuant to Your Honor's Order of March 17, 2008, discovery is scheduled to be completed by May 15, 2008, a Joint Pretrial Order shall be submitted by August 15, 2008, and a trial is to commence in September, 2008. Pursuant to Your Honor's Order of April 23, 2008, dispositive motions are to be fully briefed by June 20, 2008, with any moving papers served by May 30, 2008, any opposition papers served by June 13, 2008, and any reply papers served by June 20, 2008. At this time, the parties request that the deadlines for discovery and for dispositive motions be extended by approximately 3 weeks. This is the second request for an extension of the dates for submitting dispositive motions.

It is with great hesitancy that the parties request these deadline extensions. However, the parties have been dealing with third party discovery, as well as multiple depositions of both parties, with several depositions already scheduled for the coming weeks. This situation has created the need for additional time in order to complete discovery. Accordingly, the parties request that the schedule be altered to provide that all discovery (except that which may be ordered in response to a motion to compel or other application) shall be completed by June 6, 2008 and that motions or other applications to compel, if any, shall be served by June 12, 2008. In addition, as discovery would not be completed by the current date for submitting dispositive

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motions, the parties also request that the deadlines for submitting dispositive motions be extended accordingly.

The parties therefore request that the schedule be altered and extended as follows:

	Current Date	Requested Date
Close of Discovery (except that which may other application):	be ordered in response to a mo May 15, 2008	otion to compel or June 6, 2008
Motions or Other Applications to Compel:	no date	June 12, 2008
Moving papers, if any, served by:	May 30, 2008	June 19, 2008
Opposition papers, if any, served by:	June 13, 2008	July 3, 2008
Reply papers, if any, served by:	June 20, 2008	<u>July 10. 2008</u>
Pretrial Order submitted:	August 15, 2008	remains the same
Commencement of Trial:	September, 2008	remains the same

Pursuant to Your Honor's individual rules, a copy of the docket sheet is included herewith.

We appreciate Your Honor's attention to this matter.

Respectfully submitted,

Allison Caire Aucoin

Oren J. Warshavsky, Esq. cc: Louis S, Ederer, Esq.

Marla Eisland Sprie, Esq.

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Harold Baer,

Date:_

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Endorsement:

So long as you keep the same trial month and I have 60 days for motions this is fine but close. Indeed the 60 days for motions depending on where you are on the calendar may find you on trial without a decision but I doubt.